IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

REVIEW PETITION NO. 22 OF 2007
IN
WRIT PETITION NO. 6356 OF 2006

The State of Maharashtra & ors.... Petitioner

versus

Manohar R. Rewale ..... Respondent.

Mr. A.A. Kumbhakoni, Associate Adv.Gen. with
A.B.Palekar AGP for Petitioner
Mr. D.B. Sawant for respondent.

CORAM; A.P. DESHPANDE, J.
DATED; 23RD MARCH, 2007

P.C.;

1. Present Review Petition has been filed by the State of Maharashtra seeking review of the order dated 6-11-2006. By the said order I have held that there is no power in the State Government to demand licence fee for the period for which the petitioner has not carried on the business under the licence. The said finding is recorded, relying on a judgment delivered by a Division Bench of this court dated 1-10-2003. The learned counsel appearing for the applicant has submitted that the judgment relied upon by me has been distinguished in the later judgment by another Division Bench and a distinction is made in between renewal and revalidation. The ground on which the review is sought could be termed as an error of law and no mistake is apparent on the face of record.

Hence review petition is rejected.